BOARD OF REVIEW DECISION

Title of publication:	AK-15-8451_031.jpg
Other known title(s):	Not stated
OFLC ref:	1600121.030
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Glenn Roderick Holland
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	22 August 2016
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	17 August 2016

Summary of reasons for decision:

Earlier in 2016 the New Zealand Police sent to the Classification Office as part of a larger batch of images, 28 photographic slides that have been digitised and submitted for classification as computer images. The images were taken by the photographer, David Hamilton and show naked pictures of girls and young woman in a variety of sexualised poses. The Classification Office ruled all 28 images were all objectionable and to be classified as restricted to publication to the subject of the image. The images are owned by a member of the public. He appealed against the decision of the Classification Office. After reading submissions from the New Zealand Police, the appellant and the Secretary for Internal Affairs, the Board have determined that all images are classified objectionable. The Board have determined that they should not be restricted to publication to the subject matter in the images but as objectionable. In summary, the images, whilst taken by a photographer who was well known in the 70s and 80s, clearly show or depict young persons in sexual poses for no other purpose other than the sexual gratification of the target audience – heterosexual men interested in young and pre-pubescent girls. The Board have considered whether the images have artistic social or cultural merit, and have determined that they have not. The 27 images

are therefore deemed objectionable under s.3(2) of the Films, Videos and Publications Classification Act 1993. Image AK-15-8451-004 is deemed objectionable under s.3(4).